

Serial No.: 09/588,853
Attorney Docket No.: F-126

Patent

REMARKS

Claims 1-13 and 18 were pending in the Application. Applicant respectfully requests consideration of the enclosed remarks. Applicant submits that no new matter is added. Accordingly, claims 1-13 and 18 will remain pending in the application.

In section 4 of the Office Action, the Examiner rejected claims 1, 3, 7 and 9 under 35 U.S.C. 102(e) as allegedly anticipated by U.S. Patent No. 5,963,618 to Porter ("Porter '618").

Applicant respectfully traverses the rejection. Applicant respectfully submits that the Examiner has not established a prima facie case for the rejection.

Applicant respectfully submits that the cited reference does not teach or fairly suggest that a messaging system is used by a message sender to generate a message intended for a recipient using the intended recipient profile. The cited reference describes a sender using a messaging system to receive a message.

Claim 3 depends from claim 1 and is allowable for at least the same reason as claim 1. Claim 7 is allowable over the cited reference for the same reason and claim 9 depends from claim 7 and is allowable for at least the same reasons as claim 7.

Applicant respectfully submits that the invention as presently claimed in claims 1, 3, 7 and 9 is patentable over the cited references for at least the reasons set forth above. Accordingly, Applicant requests that the Examiner withdraw the rejection.

Accordingly, Applicant submits that claims 1-12 are also in condition for allowance and respectfully requests the Examiner withdraw the rejections and objections to the claims.

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ALLOWABLE SUBJECT MATTER

In section 5, the Examiner indicates that Claims 13-18 are allowable and that claims 2, 4-6, 8 and 10-12 contain allowable subject matter but stand objected as dependent upon a rejected intervening claim. Applicant appreciates the indication of allowability and allowable subject matter. Applicant submits that claims 14-17 were withdrawn, but applicant may reintroduce new claims drawn to the subject matter that is appropriate in light of the prior amendment to the base claim.

CONCLUSION OF REMARKS

For at least the reasons stated above, it is respectfully submitted that the remaining claims of this application are in condition for allowance and early and favorable action thereon is requested.

If the Examiner believes that additional issues may be resolved by a telephone interview, the Examiner is respectfully urged to telephone the undersigned attorney for Applicant at (203) 924-3180.

AUTHORIZATION

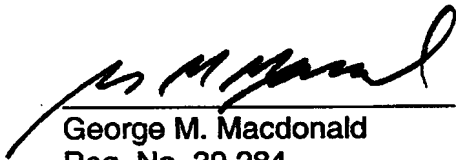
No fee is believed due with this response. However, the Commissioner is hereby authorized to charge any additional fees which may be required for the response or credit any overpayment to the Pitney Bowes, Inc. Deposit Account Number 16-1885, Order No. F-126.

In the event that an extension of time or additional extension of time is required to make this response timely filed, the Commissioner is requested to grant a petition for that extension of time which is required to make this response timely. The Commissioner is hereby authorized to charge any fee for such an extension of time or credit any overpayment for an extension of time to the Pitney Bowes, Inc. Deposit Account Number 16-1885, Order No. F-126.

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Respectfully submitted,



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